

**BOULT
CUMMINGS
CONNERS
& BERRY**

REC'D TO
REGULATORY AUTH.

April A. Ingram
(615) 252-2302
Fax: (615) 252-6302
Email: aingram@bccb.com

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April 10, 2000

EXECUTIVE SECRETARY

VIA HAND DELIVERY

Ms. Patsy Fulton
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Re: Application of PurePacket Communications of the South, Inc.
Docket No. 00-00169

Dear Ms. Fulton:

In response to your data request, PurePacket Communications of the South, Inc. ("PurePacket" or "Applicant") submits the following responses:

1. Please provide the name and address for written communications of repair and maintenance.

Written communication of repair and maintenance may be sent to:

Thomas Buttermore
President and Chief Executive Officer
PurePacket Communications of the South, Inc.
47 Perimeter Center East, Suite 550
Atlanta, Georgia 30338

2. Please provide the name and address of a Tennessee contact person responsible for and knowledgeable about the provider's operations.

At this time Applicant does not maintain an office in Tennessee, although Applicant does intend to establish an office in Tennessee in the future. Until then, please consider the following person as the contact person responsible for and knowledgeable about the provider's operations:

Thomas Buttermore
President and Chief Executive Officer

F4-10-00

Ms. Patsy Fulton
April 10, 2000
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PurePacket Communications of the South, Inc.
47 Perimeter Center East, Suite 550
Atlanta, Georgia 30338

3. Please provide the most recent income statement and statement of cash flows for PurePacket Communications, Inc. as well as complete recent financials for PurePacket Communications of the South, Inc.

Applicant intends to rely upon the financial statements of its Parent, PurePacket Communications, Inc. ("Parent"). Parent's most recent Statement of Assets, Liabilities and Equity was attached to Applicant's application.

4. Please provide projected financial statements for 2000, 2001 and 2002 for both PurePacket Communications, Inc. and PurePacket Communications of the South, Inc. These should include balance sheets, income statements, and statements of cash flow.

Please see Attachment "A", which contains proprietary and confidential information and which is filed separately under seal.

5. Please provide capital expenditures budgets for three years (2000, 2001, and 2002), including equipment to be deployed, cost of equipment, estimated cost of network, switches, and unbundled network elements (UNEs) and sources for funding.

Please see Attachment "B", which contains proprietary and confidential information and which is filed separately under seal.

6. Please quantify amounts included in additional financial statements and projections relating to reciprocal compensation.

Please see Attachment "C", which contains proprietary and confidential information and which is filed separately under seal.

7. Identify all complaints filed with state and federal regulatory agencies involving your company or affiliated entities. Identify the nature of the complaint, which governmental agency or office received the complaint, how the complaint was resolved.

Neither Applicant, nor any affiliated entity of Applicant, has ever had a complaint filed against it with a state or federal regulatory agency.

8. After reviewing the Toll Dialing Parity Plan, I discovered there have been several points not included.

Ms. Patsy Fulton
April 10, 2000
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Please see Applicant's revised Toll Dialing Parity Plan attached hereto at Attachment "D".

PurePacket has also included in this submittal a copy of its certificate of authority to do business in Tennessee. That document is enclosed as Attachment "E." Thank you for your courtesies in this matter. Should you require additional information please give me a call at 252-2302.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC



By:
April A. Ingram

AAI/nl

c: Anne E. Franklin, Esq.

Attachment D

Application of CLEC Name for Approval of
IntraLATA Toll Dialing Parity Plan Pursuant to FCC Order
FCC 99-54, CC Docket No. 96-98, Released March 23, 1999

CLEC Name IntraLATA Toll Dialing Parity Plan

I. OBJECTIVE/PURPOSE

In Compliance with the Federal Communications Commission ("FCC") rules delineated in 47 C.F.R. Sections 51.207 through 51.215, CLEC Name ("the Company") files its plan for implementing intraLATA toll dialing parity ("the Plan") in areas of the State in which the Company is certified to provide local exchange service.

The intent of the Plan is to permit customers to select and subsequently to route intraLATA toll calls automatically without the use of access codes, to the interexchange carriers ("IXC") that have established themselves as Access Customers of the Company ("Participating Carrier").

This Plan will be effective in all exchanges the Company will provide local exchange service in. These exchanges will be located in the 468, 470, 472, 474 and 956 Tennessee LATAs.

II. IMPLEMENTATION SCHEDULE

The Company intends to offer dialing parity for intraLATA calls upon implementation of local exchange service in the State.

III. CARRIER SELECTION PROCEDURES

The Company will implement the full 2-PIC carrier selection methodology. With the full 2-PIC methodology, customers will be able to subscribe to one Participating Carrier for their interLATA toll calls and to subscribe to the same or a different Participating Carrier for their intraLATA toll calls.

Company employee's who communicate with the public, accept service orders and serve in customer service capacities will be trained to explain the availability of 2-PIC Equal Access, and to assist customers in making an initial PIC selection or in changing a PIC selection.

IV. CARRIER NOTIFICATION

An IXC that desires to become an Access Customer and Participating Carrier shall notify the Company by requesting and completing the Carrier Participation Form. The request for this Form may be made by telephone or e-mail to the designated Company carrier relations contact. Once the Carrier Participation Form has been returned to the Company and an Access Service Request has been processed, that carrier will be added to the alphabetical list of Participating Carriers maintained in each business office.

V. CUSTOMER EDUCATION and NOTIFICATION

Customers will receive information explaining their opportunity to select an intraLATA toll service provider a minimum of thirty (30) days in advance of the offering of intraLATA toll dialing parity via a bill message or insert. The Company anticipates that promotional strategies by intraLATA toll service providers will contribute to Customer awareness of intraLATA toll dialing parity. Customer Telephone Directories will be updated as new editions are published to reflect the opportunity for Customers to select an intraLATA toll service provider.

CLEC Name IntraLATA Toll Dialing Parity Plan

VI. CUSTOMER SELECTION PROCESS

Customers contacting the Company requesting local exchange service will be informed of the opportunity to select both an intraLATA and interLATA PIC at no charge. If requested by the customer, the Company will provide an alphabetical list of Participating Carriers. Customers who do not make an affirmative selection of an intraLATA toll service provider will be identified in the Company records as a "no-PIC" and will not be defaulted to a toll service provider. New customers identified in the Company records as "no-PIC" will be required to dial the access code 101XXXX where XXXX represents the identification code of the carrier they desire to use. The use of the access code will be required for placement of each intraLATA toll call until they make an affirmative selection.

VII. INITIAL PIC REQUEST

A customer's initial PIC request will be made at no charge for the first six (6) months after intraLATA subscription service becomes available. After the initial six (6) months, the Company will charge customers the intraLATA PIC Change Charge at tariffed rates. An initial application of "no-PIC" will, for purposes of applying the PIC Change Charge, be viewed as an affirmative PIC selection.

VIII. PIC CHANGE REQUEST FROM A CUSTOMER

A customer's request to change his/her current intraLATA PIC will be accepted and processed by the Company in accordance with current FCC PIC change procedures. The customer will incur a non-recurring PIC Change Charge of \$ 5.00. This charge will be tariffed prior to implementation.

IX. PIC CHANGE REQUEST FROM A PARTICIPATING CARRIER

A customer's request to change his/her current intraLATA PIC received by the Company from a Participating Carrier on behalf of said customer will be accepted and processed by the Company in accordance with current FCC PIC change procedures. The customer will incur a non-recurring PIC Change Charge of \$ 5.00. This charge will be tariffed prior to implementation.

X. ACCESS to OPERATOR SERVICES and DIRECTORY ASSISTANCE

Access to Operator Services and Directory Assistance will continue to be available through the Customer's local exchange service provider or interLATA toll service provider. No industry standard has been established for access to Operator Services and Directory Assistance unique to the intraLATA toll service provider. For Operator Services, Customers dial "0" to reach their local exchange operator and "00" to reach their interLATA operator. For Directory Assistance, Customers dial "1-411" in the Company's service territory for accessing the local exchange Directory Assistance and Customers dial "1-NPA-555-1212" for accessing their interLATA toll service provider's Directory Assistance.

The local and interLATA Operator Services and Directory Assistance may be branded by the local and interLATA service providers, as appropriate, based on the dialing pattern of the Customer. Since no unique intraLATA dialing pattern currently exist in the industry, the Company is not capable of identifying intraLATA calls to the Company's or the interLATA toll service providers operators or directory assistance representatives. As such, this procedure is considered in compliance with FCC Order No. 96-333, Rule 51-217(d).

CLEC Name IntraLATA Toll Dialing Parity Plan

XI. ANTI-SLAMMING PROCEDURES

The Company will enforce the FCC slamming rules currently in place from the December 23, 1998 Second Report and Order, CC Docket No. 94-129 pertaining to PIC Verifications and Preferred Carrier Freezes. The Company anticipates enforcing the FCC slamming liability rules recently stayed by the U.S. Court of Appeals for the District of Columbia upon FCC and Court action and approval.

XII. COST RECOVERY

As stated in section 51.215 of FCC Order 96-333, CC Docket No. 96-98, "a LEC may recover the incremental costs necessary for the implementation of toll dialing parity. The LEC must recover such costs from all providers of telephone exchange service and telephone toll service in the area served by the LEC, including that LEC." The incremental costs associated with implementing toll dialing parity by the Company include:

1. training for Business Office, Marketing, Carrier Services, Customer Services and Service Center personnel
2. customer notification (bill message and bill insert)
3. implementation activity

The Company proposes to recoup the incremental cost of implementing intraLATA dialing parity over a period of twelve months. A cost recovery per minute rate will be developed based on the identified cost divided by the total of all participating carrier's originating minutes of use, which will include the Company's intraLATA toll minutes. The result will be an amount to be added (add) to the intraLATA Carrier Common Line (CCL) rate element. The adder will be developed 180 days after implementation of local exchange service in the State.

Carrier's who enter the market after implementation will be assessed the adder in the same manner as other Participating Carriers.

XIII. CONCLUSION

The Company will comply with all applicable rules of the FCC and of TRA.

Attachment E

Secretary of State
Corporations Section
James K. Polk Building, Suite 1800
Nashville, Tennessee 37243-0306

DATE: 03/01/00
REQUEST NUMBER: 3840-2502
TELEPHONE CONTACT: (615) 741-2286
FILE DATE/TIME: 02/29/00 1114
EFFECTIVE DATE/TIME: 02/29/00 1114
CONTROL NUMBER: 0385406

TO:
CT CORPORATION SYSTEM
1201 PEACHTREE ST
NE, STE 1240
ATLANTA, GA 30361

RE:
PUREPACKET COMMUNICATIONS OF THE SOUTH, INC.
APPLICATION FOR CERTIFICATE OF AUTHORITY -
FOR PROFIT

WELCOME TO THE STATE OF TENNESSEE. THE ATTACHED CERTIFICATE OF
AUTHORITY HAS BEEN FILED WITH AN EFFECTIVE DATE AS INDICATED ABOVE.

A CORPORATION ANNUAL REPORT MUST BE FILED WITH THE SECRETARY OF STATE
ON OR BEFORE THE FIRST DATE OF THE FOURTH MONTH FOLLOWING THE CLOSE OF THE
CORPORATION'S FISCAL YEAR. PLEASE PROVIDE THIS OFFICE WITH WRITTEN
NOTIFICATION OF THE CORPORATION'S FISCAL YEAR. THIS OFFICE WILL MAIL THE
REPORT DURING THE LAST MONTH OF SAID FISCAL YEAR TO THE CORPORATION AT THE
ADDRESS OF ITS PRINCIPAL OFFICE OR TO A MAILING ADDRESS PROVIDED TO THIS
OFFICE IN WRITING. FAILURE TO FILE THIS REPORT OR TO MAINTAIN A REGISTERED
AGENT AND OFFICE WILL SUBJECT THE CORPORATION TO ADMINISTRATIVE REVOCATION
OF ITS CERTIFICATE OF AUTHORITY.

WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR
FILING, PLEASE REFER TO THE CORPORATION CONTROL NUMBER GIVEN ABOVE.

FOR: APPLICATION FOR CERTIFICATE OF AUTHORITY -
FOR PROFIT

ON DATE: 03/01/00

FROM:
C T CORPORATION SYSTEM (ATLANTA, GA.)
1201 PEACHTREE ST.,
N.E, STE 1240
ATLANTA, GA 30361-0000

RECEIVED: FEES \$600.00 \$0.00
TOTAL PAYMENT RECEIVED: \$600.00

RECEIPT NUMBER: 00002630395
ACCOUNT NUMBER: 00000009



Riley C. Darnell

RILEY C. DARNELL
SECRETARY OF STATE